

# 106<sup>th</sup> TN General Assembly

## Second Regular Session



**Wednesday, February 24, 2010**

Senate – 60th Legislative Day      House – No Session

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### SENATE

#### THIRD CONSIDERATION

##### Consent Calendar:

SJR's 789, 790, 791, 792, 795, 796, 797 - ADOPTED 31-0.  
SR's 193, 194, 195 - ADOPTED 31-0.

##### Regular Calendar::

SB 842 - s/c HB 770 - PASSED 30-1.  
SB 2492 - s/c HB 2158 - PASSED 23-5.  
SB 2561 - RE-REF to Calendar.  
SB 2793 - PASSED 31-0.  
SB 2859 - PASSED 32-0.  
SB 3512 - RE-SET to 3/3/10.  
SJR 760 - Amd. #1 ad. - ADOPTED AS AMENDED 32-0.

#### OTHER ACTION

SJR 812 - s/r ADOPTED v.v.

#### COMMITTEE REPORTS

##### EDUCATION – SHR #12 – 1:00 p.m. –

Rec. for pass., ref to Calendar - SB 3583.  
Rec. for pass. If am., ref to Calendar - SB's 2416, 2480.  
Action def. - SB's 3595, 2819, 3427, 3425.  
Ref. to Gen. Sub. - SB 3600.

##### GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SHR #12 – 3:30 p.m. –

Rec. for pass., ref to Calendar - SB's 3000, 3853.  
Rec. for pass., ref to FW&M - SB 3478.  
Action def. - SB's 3846, 3426, 2639, 1788, 2668, 2883.  
Ref. to Gen. Sub. - SB 3869.

##### GOVERNMENT OPERATIONS – SHR #12 – 2:30 p.m. –

Action def. - SB's 2455, 2458, 2459, 2463, 2464, 2467, 2449, 2443, 2462, 2457, 2440, 2451, 2453, 2445, 2456, 2461.

(Senate Committee Reports cont.)

STATE & LOCAL GOVERNMENT – SHR #12 – 10:00 a.m. –

Rec. for pass., ref to Calendar - SB's 3807, 2879.

Rec. for pass. If am., ref to Calendar - SB 3224.

Action def. - SB's 2734, 3755, 3774, 2547, 3415, 3655, 3300, 3464, 2486, 2573, 2760, 2811, 3131, 3194, 3198, 3204, 3428, 3824, 3857, 3480, 3602, 3640, 2658.

Ref. to Gen. Sub. - SB's 3329, 3454, 3205, 3548.

## **CALENDARS FOR THURSDAY, FEBRUARY 25, 2010**

### **Consent**

1. **SJR 0799 by \*Yager**  
Memorials, Heroism - Rick McMillan -
2. **SJR 0800 by \*Kyle, Burks, Henry, Harper, Haynes, Herron, Burchett, McNally, Crowe, Ramsey**  
Memorials, Death - Senator Anna Belle Clement O'Brien -
3. **HJR 0803 by \*McCormick, Dean, Williams, Yokley, Montgomery, Evans, Fraley, Carr**  
Memorials, Public Service - Congressman Zach Wamp -
4. **HJR 0822 by \*Bell, Hill**  
Memorials, Personal Occasion - Lula Mae Bell Tillman, 105th birthday -
5. **HJR 0824 by \*Gilmore**  
Memorials, Recognition - Zackery Lystedt Brain Project -
6. **HJR 0825 by \*Cobb J**  
Memorials, Professional Achievement - Ryan Newell, Eagle Scout -
7. **HJR 0826 by \*Armstrong**  
Memorials, Personal Occasion - Sarah Moore Greene, 100th birthday -
8. **HJR 0827 by \*Tidwell**  
Memorials, Death - Jaycee Rawlings -
9. **HJR 0828 by \*Fincher**  
Memorials, Death - Billy Joe "Red" Lamb -
10. **HJR 0829 by \*Williams, Litz**  
Memorials, Professional Achievement - Larry Crumley, 2010 Farm Expo Farmer of the Year -
11. **HJR 0831 by \*Sargent, Casada, Johnson P**  
Memorials, Recognition - Meredith Medlin, 2010 Prudential Spirit of Community Award -
12. **HJR 0835 by \*West**  
Memorials, Recognition - Robert J. Morgan -
13. **HJR 0836 by \*Cobb T**  
Memorials, Death - Cpl. Jeremy McLaren -
14. **HJR 0837 by \*Cobb T**  
Memorials, Heroism - Dodie Kellum -
15. **HJR 0838 by \*Cobb T, Naifeh, DeBerry L, Curtiss**  
Memorials, Recognition - J. B. Napier, Napier Farm, Century Farm -

### **Consent #2**

1. **SB 2624 by \*Faulk, Ketron (\*HB 2519 by \*Faulkner)**  
Parks, Natural Areas Preservation - As introduced, allows any park ranger, ranger naturalist, park manager, or any other similar employee who has used an equine to carry out such person's duties as a law enforcement officer or employee of the division of parks and recreation to take possession of such animal upon the division's determination to retire the equine. - Amends TCA Title 11; Title 12; Title 38; Title 39 and Title 44.
2. **SB 2649 by \*Burchett, Ketron, Watson, Henry, Stewart (\*HB 2551 by \*Dean, Todd, Harmon, Casada)**  
Motor Vehicles - As introduced, adds motorcycles to lemon laws regarding warranty protections. - Amends TCA Title 55, Chapter 24, Part 1.

(Senate Consent #2 cont.)

**3. \*SB 3172 by \*Jackson (HB 3555 by \*Bass)**

Sewage - As introduced, revises the prerequisites for and terms of loans to local governments operating a waste water facility. - Amends TCA Title 68, Chapter 221, Part 10 and Title 68, Chapter 221, Part 12.

**4. SB 2587 by \*Black, Ford, O. (\*HB 2630 by \*DeBerry J)**

Foster Care - As introduced, makes certain changes regarding permanency plans for foster care, including giving parents the right to attend and participate in foster care permanency plan reviews and changing the suggested membership of foster care review boards. - Amends TCA Title 36, Chapter 1 and Title 37, Chapter 2.

**Regular**

**1. SB 0670 by \*Norris (\*HB 0378 by \*Lollar, Coley, McManus, Eldridge)**

Codes - As introduced, allows an educational building to begin being constructed if approved by a local government that does certain self-enforcement of building codes while awaiting final approval of the educational building plans from the state fire marshal.  
- Amends TCA Section 68-120-101.

**2. \*SB 3872 by \*Kyle, Henry, Herron (HB 3829 by \*McDaniel, Turner M)**

Parks, Natural Areas Preservation - As introduced, revises the acreage and description of certain state natural areas; adds Hill Forest in Nashville. - Amends TCA Title 11, Chapter 14, Part 1.

**3. \*SR 0176 by \*Southerland**

General Assembly, Statement of Intent or Position - Recognizes importance of state-federal partnership in solid waste management and urges stimulation of markets for recycled materials, recycling, and source reduction and development of comprehensive solid waste management plans. -

**4. \*SB 3144 by \*Black (HB 3368 by \*Maggart)**

Health Care - As introduced, clarifies nurses who can work with medication aides. - Amends TCA Title 63.

**5. \*SB 3870 by \*Kyle, Henry (HB 3804 by \*Winningham, Turner M, Hardaway)**

Human Services, Dept. of - As introduced, authorizes the commissioner to adjust any eligibility criteria, by emergency rule, for any block grant or other federal or department program to permit immediate response to federal funding changes in such programs in order to maximize the availability of service to eligible persons. - Amends TCA Section 71-1-105.

**SENATE CONVENES AT 9:00 A.M., THURSDAY, FEBRUARY 25, 2010**

# HOUSE

## COMMITTEE REPORTS

### CONSUMER & EMPLOYEE AFFAIRS – HHR #29 – 8:30 a.m. –

Rec. for pass., ref to C&R - HB 2551.

### EDUCATION - HHR #16 - 11:00 a.m. -

Rec. for pass., ref to C&R - HB 2754.

Rec. for adopt., ref to C&R - HJR 767.

Action def. - HB's 549, 379, 3530, 3590.

Re-ref to K-12 - HB 2996.

### GOVERNMENT OPERATIONS – HHR #29 – 10:00 a.m. –

Rec. for pass. If am., ref to C&R - HB's 2467, 2595.

Rec. for pass., ref to TRAN - HB 3791.

Rec. for pass. If am., ref to TRAN - HB 3079.

Rec. for pass. If am., ref to S&L - HB 3847.

Action def. - HB's 3567, 3291.

## SUBCOMMITTEE REPORTS

### Budget – HHR #29 – 11:00 a.m. –

Rec. for pass. - HB's 2507, 26906, 3044, 3280.

Rec. for pass. If am. - HB's 3033, 3660, 3309, 3500, 2715, 2753.

Rec. for adopt. - HJR 746.

Rec. for adopt if am. - HJR 754.

Action def. - HB's 3473, 2868, 2066, 3170.

Taken off notice - HB's 2825, 13, 2804.

Behind Budget - HB's 242, 3550, 2918, 2549.

### Civil Practice & Procedure – HHR #31 – 12:30 p.m. –

Rec. for pass. - HB's 3462, 3652, 3586.

Rec. for pass. If am. - HB's 3631, 2760, 2670.

Action def. - HB's 682, 3078, 3338, 3793, 2848, 3300, 3083, 3659, 3539.

Taken off notice - HB 3348.

### Criminal Practice & Procedure – HHR #31 – 11:00 a.m. –

Rec. for pass. - HB's 2560, 2690, 3281, 3279, 2796, 3053.

Rec. for pass. If am. - HB's 2917, 3040, 2769.

Action def. - HB's 1827, 2640, 3691, 3561, 2059, 2765, 2962, 2567, 32, HR 83, HB's 672, 673, 3741.

### Employee Affairs – HHR #29 – 12:30 p.m. –

Rec. for pass. - HB 3789.

Action def. - HB's 2685, 2787, 3889, 3525

### Health Care Facilities – HHR #30 – 12:30 p.m. –

Action def. - HB's 1883, 2520, 2790, 3156.

### Higher Education – HHR #16 – 9:15 a.m. –

Action def. - HB's 2897, 58, 43, 3074.

Taken off notice - HB 3068.

### Industrial Impact – HHR #31 – 10:00 a.m. –

Rec. for pass. - HB's 2904, 3830, 1242.

Rec. for pass. If am. - HB 3158.

Action def. - HB's 396, 3641, 2686, 2534, 3759, 2105.

### K-12 – HHR #16 – 10:00 a.m. –

Rec. for pass. - HB's 3415, 3737, 3148, 3332, 3517.

Rec. for pass. If am. - HB 3733.

Rec. for adopt. - HJR 781, HR 59.

Action def. - HB's 3867, 3711, 3875, 2937, 3105, 3133, 3168, 3411, 3474, 2645, 2954, 3416.

Taken off notice - HB's 3118, 3794, 3820, 3870.  
 (House Subcommittee Reports cont.)  
 Local Government – HHR #31 – 8;30 a.m. –  
   Rec. for pass. - HB's 3344, 2580, 2744, 3341, 2842, 3190, 3243, 3453, 3469, 3639.  
   Rec. for pass. If am.. - HB's 187, 3034, 3890, 2822.  
   Action def. - HB's 2712, 3695, 3390, 3732, 2401, 3204, 2865, 2834, 3635, 3779, 3356.  
   Taken off notice - HB 3192.  
 Parks & Tourism – HHR #16 – 12;30 p.m. –  
   Rec. for concur. - SJR 705.  
   Action def. - HB 3106.  
 Public Health & Family Assistance – HHR #30 – 1:30 p.m. –  
   Rec. for pass. - HB 3139.  
   Rec. for pass. If am. - HB's 3719, 2504.  
   Action def. - HB's 3301, 3552.  
   Taken off notice - HB 3173.  
 Small Business – HHR #30 – 9:15 a.m. –  
   Rec. for pass. - HB's 3478, 3831, 3849.  
   Action def. - HB's 3320, 34.

### **CALENDARS FOR THURSDAY, FEBRUARY 25, 2010**

#### **Consent**

- 1. HR 0253 by \*Bone**  
   Memorials, Professional Achievement - Nathan Johnson, Athletic Trainer of the Year - The Abstract summarizes HR0253 as introduced.
- 2. HJR 0859 by \*Hensley**  
   Memorials, Death - Thomas Lilburn Green - The Abstract summarizes HJR0859 as introduced.
- 3. SJR 0803 by \*Ramsey**  
   Memorials, Personal Achievement - Dr. R. Michael Browder, Ned R. McWherter Leadership Award - The Abstract summarizes SJR0803 as introduced.

#### **Regular**

- 1. HB 3941 by \*Halford (SB 3920 by \*Finney L)**  
   Gibson County - As introduced, subject to local approval, establishes that the county clerk serves as clerk of juvenile court effective 12:01 a.m. September 1, 2010; abolishes office of clerk of juvenile court and provides if a vacancy in such office occurs prior to August 31, 2010, the county clerk is appointed to serve until term expires. - Amends Chapter 307 of the Private Acts of 1982. - The Abstract summarizes HB3941 as introduced.
- 2. HJR 0841 by \*Todd, DeBerry J, Miller L, Jones U, McManus, Coley, Camper, Richardson, Turner J**  
   Memorials, Death - Representative Joe Kent - The Abstract summarizes HJR0841 as introduced.
- 3. HJR 0843 by \*Turner M, Evans**  
   Memorials, Death - Don Spain - The Abstract summarizes HJR0843 as introduced.

**HOUSE CONVENES AT 9:00 A.M., THURSDAY, FEBRUARY 25, 2010**